

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the application of: Olson, Gary L. *et al.*

Group Art Unit: 1654

Serial No.: 09/972772

Examiner: Russel, J.E.

Filed: October 5, 2001

For: *Therapeutic Agents and Methods of Use Thereof  
for the Modulation of Angiogenesis*

Attorney Docket No.: PPI-106CP

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

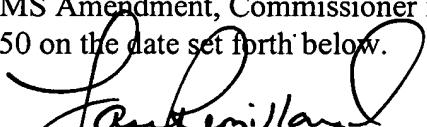
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October 4, 2004

By:

Date of Signature and of Mail Deposit

  
Jane E. Remillard, Esq.

Reg. No. 38,872

Attorney for Applicants

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Applicants and their Attorney have become aware of the following publications and information, cited in a PCT Written Opinion mailed July 22, 2004 during the prosecution of PCT/US03/13623 which corresponds to the above-referenced application. In accordance with 37 CFR §1.97, Applicants hereby submit these publications for the Examiner's consideration. These publications are cited on the enclosed PTO Form SB-08, and a copy of the Report and each publication cited thereon are enclosed as well.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, the Applicants understand that the Examiner will make an independent evaluation of the cited publications.

In accordance with 37 CFR §1.97(e)(1), the undersigned hereby certifies that each item contained in this supplemental Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application *for the first time* not more than three months prior to the filing of this statement.

In accordance with 37 CFR §1.97(b)(1), no additional costs are believed to be due in connection with the filing of this supplemental Information Disclosure Statement. However, please charge any necessary fees in connection with the enclosed statement to our Deposit Order Account No. 12-0080.

Respectfully submitted,  
LAHIVE & COCKFIELD, LLP



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Date: October 4, 2004

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Enclosures



PTO/SB/08a/b (08-03)

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Substitute for form 1449A/B/PTO				<i>Complete if Known</i>	
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>				Application Number	09/972772
				Filing Date	October 5, 2001
				First Named Inventor	Olson, Gary L.
				Art Unit	1654
				Examiner Name	Russel, J.E.
<i>(Use as many sheets as necessary)</i>					
Sheet	1	of	1	Attorney Docket Number	
				PPI-106CP	

## U.S. PATENT DOCUMENTS

## FOREIGN PATENT DOCUMENTS

<sup>1</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>2</sup>Applicant's unique citation designation number (optional). <sup>3</sup>See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>4</sup>Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>5</sup>For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>6</sup>Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. <sup>7</sup>Applicant is to place a check mark here if English language Translation is attached.

NON-PATENT LITERATURE DOCUMENTS

NON-PATENT LITERATURE DOCUMENTS		
Examiner Initials	Cite No. <sup>1</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
Examiner Signature		Date Considered

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\* Admitted in TX only  
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October 4, 2004

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Re: U.S. Patent Application No.: 09/972772  
For: *Therapeutic Agents and Methods of Use Thereof for the Modulation of Angiogenesis*  
Inventors: Olson, Gary L. *et al.*  
Filed: October 5, 2001  
Our Ref. No.: PPI-106CP

Dear Sir:

I enclose herewith for filing in the above-identified application the following:

1. Supplemental Information Disclosure Statement;
2. PTO Form SB-08;
3. Copies of references cited in PTO Form SB-08 (2);
4. A copy of a PCT Written Opinion; and
5. A Return Postcard.

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OCT 06 2004  
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